

**U.S. District Court
U.S. District of Minnesota (DMN)
CRIMINAL DOCKET FOR CASE #: 0:21-cr-00142-DSD-ECW-1
*Internal Use Only***

Case title: USA v. Miller, et al

Date Filed: 06/16/2021

Date Terminated: 05/18/2023

Assigned to: Judge David S. Doty
Referred to: Magistrate Judge
Elizabeth Cowan Wright

Defendant (1)

Mark Allen Miller

TERMINATED: 05/18/2023

represented by **Robert A Lengeling**
Beito & Lengeling, PA
310 Fourth Avenue South, Suite 1050
Mpls, MN 55415
612-767-1618
Fax: 612-333-8003
Email: rob@beitolengelinglaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Designation: Retained

Pending Counts

18:371, 15:78j(b) and 78ff and 17
C.F.R. Section 240.10b-5
CONSPIRACY TO COMMIT
SECURITIES FRAUD
(1)

Disposition

Custody of the BOP for 12 months and 1 day; 2
years supervised release; \$100.00 special assessment

Highest Offense Level
(Opening)

Felony

Terminated Counts

15:78j(b) and 78ff; and 17 C.F.R.
Section 240.10b-5, and 18:2
AIDING AND ABETTING
SECURITIES FRAUD
(2-10)

18:1343 WIRE FRAUD
(11-15)

Disposition

Dismissed

Dismissed

Highest Offense Level
(Terminated)

Felony

Complaints

None

Disposition

Plaintiff

USA

represented by **Craig R Baune**

United States Attorney's Office
300 S 4th St. Ste 600
Minneapolis, MN 55415
6126645600

Fax: 6126445788

Email: craig.baune@usdoj.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Joseph H Thompson

United States Attorney's Office
300 S 4th St Ste 600
Minneapolis, MN 55415
612-664-5588

Fax: 612-664-5787

Email: joseph.thompson2@usdoj.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Miranda E Dugi

United States Attorney's Office
300 S 4th St Ste 600
Minneapolis, MN 55415
612-664-5600

Email: miranda.dugi@usdoj.gov

TERMINATED: 09/12/2022

Designation: Retained

Email All Attorneys

Email All Attorneys and Additional Recipients

Date Filed	#	Docket Text
06/16/2021	<u>1</u>	INDICTMENT (Unsealed 6/18/2021) assigned to Judge David S. Doty referred to Magistrate Judge Katherine M. Menendez by USA Joseph H Thompson as to Mark Allen Miller (1) counts 1, 2-10, 11-15, Christopher James Rajkaran (2) counts 1, 3-10, 11-15, Saeid Jaberian (3) counts 1, 7-10, 11-15. Forfeiture allegations as to this indictment. (MKB) Modified text on 6/18/2021 (MME). DOCUMENTS QC'd by KT on 6/18/21. (kt) (Entered: 06/17/2021)

06/16/2021	<u>2</u>	DOCUMENT FILED IN ERROR–WILL REFILE. Defendant Information Sheet as to Mark Allen Miller, Christopher James Rajkaran, Saeid Jaberian. (MKB) Modified text on 6/17/2021 (MKB). (Entered: 06/17/2021)
06/16/2021	<u>3</u>	Defendant Information Sheet as to Mark Allen Miller, Christopher James Rajkaran, Saeid Jaberian. (Attachments: # <u>1</u> Original Signature Page) (MKB) DOCUMENTS QC'd by KT on 6/18/21. (kt) (Entered: 06/17/2021)
06/16/2021	5	Oral Motion to Seal pursuant to LR 49.1 the Indictment be sealed and remain sealed until the defendants have had their first appearance by USA as to Mark Allen Miller, Christopher James Rajkaran, Saeid Jaberian. (MKB) (Entered: 06/17/2021)
06/16/2021	6	Oral Order granting Motion to Seal pursuant to Rule 49.1(d) of the Local Rules for the District of Minnesota, the indictments proposed to be filed under seal be so filed and remain sealed until the defendant make his/her initial appearance before the court as to Mark Allen Miller (1), Christopher James Rajkaran (2), Saeid Jaberian (3) by Judge David S. Doty on 6/16/21. (MKB) (Entered: 06/17/2021)
06/18/2021	<u>8</u>	MOTION to Unseal Case by USA as to Mark Allen Miller, Christopher James Rajkaran, Saeid Jaberian. (MME) (Entered: 06/18/2021)
06/18/2021	<u>9</u>	ORDER granting <u>8</u> Motion to Unseal Case as to Mark Allen Miller (1), Christopher James Rajkaran (2), Saeid Jaberian (3). Signed by Magistrate Judge Katherine M. Menendez on 6/18/2021. (MME) Modified text on 6/18/2021 (LEG). (Entered: 06/18/2021)
06/18/2021	<u>10</u>	NOTICE OF ATTORNEY APPEARANCE/SUBSTITUTION for USA. (Dugi, Miranda) (Entered: 06/18/2021)
06/18/2021	<u>11</u>	Summons Issued in case as to Mark Allen Miller. Initial Appearance set for 7/2/2021 at 01:00 PM in Video Conference (no courtroom) before Magistrate Judge Hildy Bowbeer. (MKB) (Entered: 06/18/2021)
06/21/2021	<u>14</u>	AMENDED Summons Issued in case as to Mark Allen Miller. Initial Appearance set for 7/14/2021 at 01:00 PM in GSA Conference Room before Magistrate Judge Elizabeth Cowan Wright. (kt) (Entered: 06/21/2021)
06/22/2021	<u>15</u>	ORDER OF DIRECTION TO THE CLERK OF COURT FOR REASSIGNMENT OF RELATED CASE as to Mark Allen Miller. 21–cv–1445 NEB/LIB reassigned to Judge David S. Doty and Magistrate Judge Katherine M. Menendez. Signed by Judge David S. Doty and by Nancy E. Brasel on 6/21/2021. (kt) (Entered: 06/22/2021)
06/28/2021	<u>19</u>	Summons Returned Executed on 6/23/2021 as to Mark Allen Miller. (KDS) Document QC'd on 7/22/2021 (MTP). (Entered: 06/30/2021)
07/06/2021	<u>28</u>	MOTION for Discovery by USA as to Mark Allen Miller, Christopher James Rajkaran, Saeid Jaberian. (Thompson, Joseph) (Entered: 07/06/2021)
07/09/2021	34	(Text–Only) ORDER/NOTICE TO ATTORNEYS as to Mark Allen Miller, Christopher James Rajkaran, Saeid Jaberian: The Court intends to issue a single schedule for all three defendants once all three are arraigned. At that time, assuming there is no objection, the Court will adopt a schedule that accommodates Mr. Jaberian's request for additional time to prepare pretrial motions. Ordered by Magistrate Judge Katherine M. Menendez on 7/9/2021. (KAT) (Entered: 07/09/2021)
07/14/2021	<u>39</u>	

		Minute Entry for proceedings held before Magistrate Judge Elizabeth Cowan Wright: Initial Appearance as to Mark Allen Miller held on 7/14/2021. Bond set in the amount of \$25,000 rpr with conditions, see Order Setting Conditions of Release. Defendant also arraigned at this hearing, see separate arraignment minutes. Defendant consents to this hearing via video conference. (JAM) (Entered: 07/14/2021)
07/14/2021	<u>40</u>	Minute Entry for proceedings held before Magistrate Judge Elizabeth Cowan Wright: Arraignment as to Mark Allen Miller (1) Count 1,2–10,11–15 held on 7/14/2021. Reading of Indictment Waived. Not Guilty Plea Entered. Counsel to be notified of additional dates by separate Order to be issued. Defendant consents to this hearing via video conference. (JAM) (Entered: 07/14/2021)
07/14/2021	<u>41</u>	ORDER Setting Conditions of Release as to Mark Allen Miller. Signed by Magistrate Judge Elizabeth Cowan Wright on 7/14/2021. (JAM) (Entered: 07/14/2021)
07/14/2021	<u>42</u>	Appearance Bond Entered as to Mark Allen Miller in amount of \$25,000.00 RPR,. Signed by Magistrate Judge Elizabeth Cowan Wright on 7/14/2021. (JAM) (Entered: 07/14/2021)
07/14/2021	<u>44</u>	ARRAIGNMENT ORDER as to Mark Allen Miller. Government Disclosure due by 7/21/2021. Motions due by 8/23/2021. Motion Hearing set for 9/15/2021 at 01:00 PM before Magistrate Judge Katherine M. Menendez. Signed by Magistrate Judge Elizabeth Cowan Wright on 7/14/2021. (Attachments: # <u>1</u> LR 12.1) (JAM) (Entered: 07/14/2021)
07/15/2021	<u>45</u>	MOTION for Protective Order by USA as to Mark Allen Miller, Christopher James Rajkaran, Saeid Jaberian. (Thompson, Joseph) (Entered: 07/15/2021)
07/15/2021	<u>46</u>	PROTECTIVE ORDER GOVERNING DISCOVERY granting <u>45</u> Motion for Protective Order as to Mark Allen Miller (1), Christopher James Rajkaran (2), Saeid Jaberian (3). Signed by Magistrate Judge Katherine M. Menendez on 7/15/2021. (KAT) (Entered: 07/15/2021)
08/23/2021	<u>48</u>	MOTION for Extension of Time to File <i>Pre-trial Motions</i> by Mark Allen Miller. (Lengeling, Robert) (Entered: 08/23/2021)
08/25/2021	<u>62</u>	ORDER granting <u>48</u> Motion for Extension of Time to File as to Mark Allen Miller (1). Motions due by 9/6/2021. Motion Hearing set for 9/15/2021 at 01:00 PM before Magistrate Judge Katherine M. Menendez, in a location to be determined. See Order for other deadlines and details. Signed by Magistrate Judge Katherine M. Menendez on 8/25/2021. (KAT) (Entered: 08/25/2021)
09/07/2021	<u>65</u>	LETTER TO MAGISTRATE JUDGE by Mark Allen Miller (Lengeling, Robert) (Entered: 09/07/2021)
09/07/2021	66	(Text–Only) NOTICE of Cancellation of Hearing as to Mark Allen Miller. The Court has been notified that Mr. Miller is not filing pretrial motions and has asked to be excused from the pretrial motions hearing, therefore the pretrial motions hearing set for 9/15/21 at 1:00 PM is CANCELED regarding Mark Allen Miller. (KAT) (Entered: 09/07/2021)
09/22/2021	78	(Text–Only) NOTICE OF SETTING CHANGE OF PLEA as to Mark Allen Miller. Change of Plea Hearing set for 10/14/2021 at 01:30 PM in Courtroom 14W (MPLS) before Judge David S. Doty. (DLO) (Entered: 09/22/2021)

10/08/2021	<u>82</u>	(Text-only) ORDER: In light of the recent and pending plea agreements, the the Court finds that the government's discovery motion <u>28</u> is moot as to Mark Allen Miller (1) and Christopher James Rajkaran (2). Signed by Magistrate Judge Katherine M. Menendez on 10/8/2021. (BJP) (Entered: 10/08/2021)
10/08/2021	<u>83</u>	Release Status Report to the Court as to Mark Allen Miller. (CNS) (Entered: 10/08/2021)
10/14/2021	<u>85</u>	Minute Entry for proceedings held before Judge David S. Doty: Change of Plea Hearing as to Mark Allen Miller held on 10/14/2021. Plea entered by Mark Allen Miller (1) Guilty Count 1. (Court Reporter Renee Rogge) (DLO) (Entered: 10/14/2021)
12/02/2021	<u>91</u>	Letter to the Court re: Preliminary Notice as to Mark Allen Miller. (SDB) (Entered: 12/02/2021)
12/02/2021	<u>92</u>	PRELIMINARY PRESENTENCE REPORT as to Mark Allen Miller (Restricted Document). (SDB) (Entered: 12/02/2021)
12/13/2021	93	(Text-Only) NO OBJECTIONS to <u>92</u> Presentence Report/Addendum by USA as to Mark Allen Miller. (Thompson, Joseph) (Entered: 12/13/2021)
12/16/2021	<u>95</u>	SEALED OBJECTION to Presentence Report by Mark Allen Miller. (Lengeling, Robert) (Entered: 12/16/2021)
12/22/2021	96	(Text-Only) CLERK'S NOTICE OF REASSIGNMENT. Due to the elevation of Judge Katherine M. Menendez to District Judge, this case is reassigned to Magistrate Judge Hildy Bowbeer. Magistrate Judge Katherine M Menendez no longer assigned to the case. NOTE: the new case number is 21-cr-142 DSD/HB . Please use this case number for all subsequent pleadings. Note: the current hearings and deadlines in these cases may be reset (if necessary) by the new MJ Courtroom Deputy. (kt) (Entered: 12/22/2021)
12/30/2021	<u>100</u>	Letter to the Court re: Final Notice as to Mark Allen Miller (Restricted Document). (SDB) (Entered: 12/30/2021)
12/30/2021	<u>101</u>	PRESENTENCE REPORT/ADDENDUM as to Mark Allen Miller (Restricted Document). (Attachments: # <u>1</u> Addendum)(SDB) (Entered: 12/30/2021)
01/11/2022	<u>104</u>	MOTION for Extension of Time to File Position Pleadings by Mark Allen Miller. (Lengeling, Robert) (Entered: 01/11/2022)
01/12/2022	<u>106</u>	ORDER granting <u>104</u> Motion for Extension of Time to File Position Pleadings as to Mark Allen Miller (1). Signed by Judge David S. Doty on 1/12/2022. (DLO) (Entered: 01/12/2022)
05/16/2022	153	(Text-Only) CLERK'S NOTICE OF REASSIGNMENT. Due to the retirement of Magistrate Judge Hildy Bowbeer, this case is reassigned to Magistrate Judge Elizabeth Cowan Wright. Magistrate Judge Hildy Bowbeer is no longer assigned to the case. NOTE: the new case number is 21-cr-142 DSD/ECW . Please use this case number for all subsequent pleadings. (CLK) (Entered: 05/16/2022)
04/13/2023	181	(Text-Only) NOTICE of Setting Sentencing as to Mark Allen Miller: Sentencing set for 5/18/2023 at 11:00 AM in Courtroom 14W (MPLS) before Judge David S. Doty. (DLO) (Entered: 04/13/2023)
05/01/2023	<u>188</u>	

		TRANSCRIPT REQUEST for a 30-Day Transcript of <u>85</u> Change of Plea Hearing and Plea Entered to Court Reporter Renee Rogge. (JGK) (Entered: 05/01/2023)
05/03/2023	<u>190</u>	MOTION for Extension of Time to File Position Pleadings by USA as to Mark Allen Miller. (Thompson, Joseph) (Entered: 05/03/2023)
05/04/2023	191	(Text-Only) ORDER granting <u>190</u> Motion for Extension of Time to File Position Pleadings. Parties position papers are due on 5/8/2023 as to Mark Allen Miller (1). Ordered by Judge David S. Doty on 5/4/2023. (DLO) (Entered: 05/04/2023)
05/08/2023	<u>194</u>	POSITION ON SENTENCING/SENTENCING MEMORANDUM by USA as to Mark Allen Miller (Thompson, Joseph) (Entered: 05/08/2023)
05/17/2023	<u>203</u>	MOTION for Voluntary Surrender by Mark Allen Miller. (Lengeling, Robert) (Entered: 05/17/2023)
05/18/2023	<u>206</u>	<p>TRANSCRIPT of Change of Plea Hearing held on 10/14/2021 before Judge David S. Doty as to Mark Allen Miller. (37 pages). Court Reporter: Renee Rogge. For a copy of the transcript, please file a Transcript Request under <i>Other Filings/Other Documents</i>.</p> <p>Parties have 7 days to file a <i>Notice of Intent to Request Redaction</i>. In accordance with Judicial Conference policy and <u>Local Rule 80.1</u>, the transcript may be released and made remotely electronically available to the public in 90 days. For further information on redaction procedures, please review <u>Local Rule 5.5</u> and <u>Case Information</u> > <i>Transcripts, Court Reporters and Digital Audio Recordings</i>.</p> <p>Notice Intent/No Intent to Request Redactions due 5/25/2023. Redaction Request due 6/8/2023. Redacted Transcript Deadline set for 6/20/2023. Release of Transcript Restriction set for 8/16/2023. (RAR) (Entered: 05/18/2023)</p>
05/18/2023	207	TEXT ONLY ENTRY. ORDER granting <u>203</u> Motion for Voluntary Surrender as to Mark Allen Miller (1). Signed by Judge David S. Doty on 5/18/2023. (DLO) Modified text on 5/22/2023 (DLO). (Entered: 05/18/2023)
05/18/2023	<u>209</u>	Minute Entry for proceedings held before Judge David S. Doty: Sentencing held on 5/18/2023 for Mark Allen Miller. (Court Reporter Brittany Blesener) (DLO) (Entered: 05/18/2023)
05/18/2023	<u>210</u>	SENTENCING JUDGMENT as to Mark Allen Miller (1). SENTENCED to Count 1, Custody of the BOP for 12 months and 1 day; 2 years supervised release; \$100.00 special assessment. Remaining counts dismissed. Signed by Judge David S. Doty on 5/18/2023. (MKB) (Entered: 05/18/2023)
05/18/2023	<u>211</u>	Statement of Reasons as to Mark Allen Miller (Restricted Document). (cc: FLU and USA Close Out Unit) (MKB) (Entered: 05/18/2023)
05/24/2023	<u>212</u>	AMENDED SENTENCING JUDGMENT as to Mark Allen Miller (1), SENTENCED to Count 1, Custody of the BOP for 12 months and 1 day; 2 years supervised release; \$100.00 special assessment. Remaining counts dismissed. Signed by Judge David S. Doty on 5/24/2023. (ACH) (Entered: 05/24/2023)
05/25/2023	<u>213</u>	Release Status Report to the Court as to Mark Allen Miller. (MAV) (Entered: 05/25/2023)

05/26/2023	<u>214</u>	MOTION FOR FORFEITURE by USA as to Mark Allen Miller. (Baune, Craig) (Entered: 05/26/2023)
05/26/2023	<u>215</u>	PROPOSED ORDER TO JUDGE re <u>214</u> MOTION FOR FORFEITURE by USA as to Mark Allen Miller (Baune, Craig) (Entered: 05/26/2023)
05/26/2023	<u>216</u>	TRANSCRIPT REQUEST for a 30–Day Transcript of <u>209</u> Sentencing to Court Reporter Brittany Blesener. (Lengeling, Robert) (Entered: 05/26/2023)
05/26/2023	<u>217</u>	NOTICE OF APPEAL by Mark Allen Miller Filing fee \$ 505, receipt number AMNDC–10305811. (Lengeling, Robert) (Entered: 05/26/2023)
05/30/2023	<u>218</u>	ORDER granting <u>214</u> MOTION FOR FORFEITURE as to Mark Allen Miller (1). Signed by Judge David S. Doty on 5/30/2023. (DLO) (Entered: 05/30/2023)
05/30/2023	<u>219</u>	REDACTED REVISED INFORMATION SHEET TO U. S. COURT OF APPEALS, 8TH CIRCUIT as to Mark Allen Miller. ** Pursuant to Fed.R.Crim.P. 49.1, an unredacted version of this document has been filed under seal with the Clerk. (MMP) Modified text on 5/30/2023 (MMP). (Entered: 05/30/2023)
05/30/2023	<u>220</u>	<i>Unredacted Revised Information Sheet</i> as to Mark Allen Miller (Restricted Document). (MMP) (Entered: 05/30/2023)
05/30/2023		Electronic transmission of Notice of Appeal and Docket Sheet as to Mark Allen Miller to US Court of Appeals re <u>217</u> Notice of Appeal – Final Judgment. Transmitted electronically the following documents: Notice of Appeal <u>217</u> , Judgment <u>210</u> , Amended Sentencing Judgment <u>212</u> Redacted Revised Information Sheet <u>219</u> Unredacted Revised Information Sheet <u>220</u> and District Court's Docket Sheet. (MMP) (Entered: 05/30/2023)
05/30/2023	221	(Text–Only) Notice to USCA of Subsequent Filing in a Criminal Case, Re: Transcript, <u>206</u> as to Mark Allen Miller. (MMP) (Entered: 05/30/2023)

UNITED STATES DISTRICT COURT
District of Minnesota

UNITED STATES OF AMERICA

v.

MARK ALLEN MILLER

§ **JUDGMENT IN A CRIMINAL CASE**

§

§

§ Case Number: **0:21-CR-00142-DSD-ECW(1)**§ USM Number: **55157-509**§ **Robert A. Lengeling**

§ Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to **count 1 of the Indictment**.
- ☐ pleaded nolo contendere to count(s) which was accepted by the court
- ☐ was found guilty on count(s) after a plea of not guilty

The defendant is adjudicated guilty of these offenses:

Title & Section / Nature of Offense18:371, 15:78j(b) and 78ff and 17 C.F.R. Section 240.10b-5 CONSPIRACY TO COMMIT
SECURITIES FRAUD**Offense Ended**

12/31/2019

Count

1

The defendant is sentenced as provided in pages 2 through 7 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____
- ☒ Counts 2-15 of the Indictment are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

May 18, 2023

Date of Imposition of Judgment

s/David S. Doty

Signature of Judge

DAVID S. DOTY, Senior United States District Judge

Name and Title of Judge

May 18, 2023

Date

AO 245B (Rev. 11/16) Sheet 2 - Imprisonment

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of **12 months and 1 day as to count 1.**

- ☒ The court makes the following recommendations to the Bureau of Prisons:

Incarceration at the FPC-Duluth, Duluth, MN

- ☐ The defendant is remanded to the custody of the United States Marshal.
☐ The defendant shall surrender to the United States Marshal for this district:

☐ at _____ on _____

☐ as notified by the United States Marshal.

- ☒ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

☒ **before 10:00 a.m. on Wednesday, August 16, 2023. If no institution has been designated by that date, the defendant shall surrender to the United States Marshal for this district in Minneapolis, Minnesota by 10:00 a.m. on Wednesday, August 16, 2023.**

☐ as notified by the United States Marshal.

☐ as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of **two (2) years**.

MANDATORY CONDITIONS

1. You must not commit another federal, state or local crime.
2. You must not unlawfully possess a controlled substance.
3. You must refrain from any unlawful use of a controlled substance. You must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
☐ The above drug testing condition is suspended, based on the court's determination that you pose a low risk of future substance abuse. *(check if applicable)*
4. ☐ You must make restitution in accordance with 18 U.S.C. §§ 3663 and 3663A or any other statute authorizing a sentence of restitution. *(check if applicable)*
5. ☒ You must cooperate in the collection of DNA as directed by the probation officer. *(check if applicable)*
6. ☐ You must comply with the requirements of the Sex Offender Registration and Notification Act (34 U.S.C. § 20901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which you reside, work, are a student, or were convicted of a qualifying offense. *(check if applicable)*
7. ☐ You must participate in an approved program for domestic violence. *(check if applicable)*

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

STANDARD CONDITIONS OF SUPERVISION

As part of your supervised release, you must comply with the following standard conditions of supervision. These conditions are imposed because they establish the basic expectations for your behavior while on supervision and identify the minimum tools needed by probation officers to keep informed, report to the court about, and bring about improvements in your conduct and condition.

1. You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of your release from imprisonment, unless the probation officer instructs you to report to a different probation office or within a different time frame.
2. After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
3. You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
4. You must answer truthfully the questions asked by your probation officer.
5. You must live at a place approved by the probation officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
6. You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
7. You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have full-time employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
8. You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
9. If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
10. You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
11. You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If the probation officer determines that you pose a risk to another person (including an organization), the probation officer may require you to notify the person about the risk and you must comply with that instruction. The probation officer may contact the person and confirm that you have notified the person about the risk.
13. You must follow the instructions of the probation officer related to the conditions of supervision.

U.S. Probation Office Use Only

A U.S. probation officer has instructed me on the conditions specified by the court and has provided me with a written copy of this judgment containing these conditions. For further information regarding these conditions, see *Overview of Probation and Supervised Release Conditions*, available at www.uscourts.gov.

Defendant's Signature _____ Date _____

Probation Officer's Signature _____ Date _____

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

SPECIAL CONDITIONS OF SUPERVISION

1. Defendant shall submit to substance abuse testing as approved and directed by the probation officer.
2. If not employed at a regular occupation, as deemed appropriate by the probation officer, defendant may be required to perform up to 20 hours of community service per week until employed. Defendant must also participate in training, counseling, daily job search, or other employment-related activities, as directed by the probation officer.
3. Defendant shall provide the probation officer access to any requested financial information, including credit reports, credit card bills, bank statements, and telephone bills.
4. Defendant is prohibited from purchasing, trading, or selling stocks during his term of supervision.

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments.

	<u>Assessment</u>	<u>Restitution</u>	<u>Fine</u>	<u>AVAA Assessment*</u>	<u>JVTA Assessment**</u>
TOTALS	\$100.00	\$0.00	\$0.00	\$0.00	\$0.00

- ☐ The determination of restitution is deferred until *An Amended Judgment in a Criminal Case (AO245C)* will be entered after such determination.
- ☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

Name and Address of Payee	***Total Loss	Restitution Ordered	Priority or Percentage
TOTALS:	\$0.00	\$0.00	0.00%
Payments are to be made to the Clerk, U.S. District Court, for disbursement to the victim.			

- ☐ Restitution amount ordered pursuant to plea agreement \$
- ☐ The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
- ☐ The court determined that the defendant does not have the ability to pay interest and it is ordered that:
- | | | |
|---------------------------------------------------------------------|-------------------------------|--------------------------------------------------------------|
| <input type="checkbox"/> the interest requirement is waived for the | <input type="checkbox"/> fine | <input type="checkbox"/> restitution |
| <input type="checkbox"/> the interest requirement for the | <input type="checkbox"/> fine | <input type="checkbox"/> restitution is modified as follows: |

* Amy, Vicky, and Andy Child Pornography Victim Assistance Act of 2018, Pub. L. No. 115-299.

** Justice for Victims of Trafficking Act of 2015, Pub. L. No. 114-22

*** Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

AO 245B (Rev. 11/16) Sheet 6 – Schedule of Payments

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A** ☒ Lump sum payments of **\$100.00** due immediately
- ☐ not later than _____, or
- ☒ in accordance ☐ C, ☐ D, ☐ E, or ☒ F below; or
- B** ☐ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ F below); or
- C** ☐ Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D** ☐ Payment in equal 20 (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E** ☐ Payment during the term of supervised release will commence within _____ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F** ☒ Special instructions regarding the payment of criminal monetary penalties:
It is ordered that the Defendant shall pay to the United States a special assessment of \$100.00 for Count 1, which shall be due immediately. Said special assessment shall be paid to the Clerk, U.S. District Court.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☐ Joint and Several

Case Number

Defendant and Co-Defendant Names
(including defendant number)

Total Amount

Joint and Several
Amount

Corresponding Payee,
if appropriate

- ☐ The defendant shall pay the cost of prosecution.
- ☐ The defendant shall pay the following court cost(s): _____
- ☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

See Preliminary Order of Forfeiture (docket no. _____)

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) AVAA assessment, (5) fine principal, (6) fine interest, (7) community restitution, (8) JVT Assessment, (9) penalties, and (10) costs, including cost of prosecution and court costs.

UNITED STATES DISTRICT COURT
District of Minnesota

UNITED STATES OF AMERICA

§ **AMENDED**
 JUDGMENT IN A CRIMINAL CASE

v.

§
 §

MARK ALLEN MILLER§ Case Number: **0:21-CR-00142-DSD-ECW(1)****(New surrender date pg.2)**§ USM Number: **55157-509**§ **Robert A. Lengeling**

§ Defendant's Attorney

THE DEFENDANT:

- ☒ pleaded guilty to **count 1 of the Indictment.**
☐ pleaded nolo contendere to count(s) which was accepted by the court
☐ was found guilty on count(s) after a plea of not guilty

The defendant is adjudicated guilty of these offenses:

Title & Section / Nature of Offense18:371, 15:78j(b) and 78ff and 17 C.F.R. Section 240.10b-5 CONSPIRACY TO COMMIT
SECURITIES FRAUD**Offense Ended**

12/31/2019

Count

1

The defendant is sentenced as provided in pages 2 through 7 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

- ☐ The defendant has been found not guilty on count(s) _____
☒ Counts 2-15 of the Indictment are dismissed on the motion of the United States.

It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

May 18, 2023

Date of Imposition of Judgment

s/David S. Doty

Signature of Judge

DAVID S. DOTY, Senior United States District Judge

Name and Title of Judge

May 24, 2023

Date

AO 245B (Rev. 11/16) Sheet 2 - Imprisonment

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a total term of **12 months and 1 day as to count 1.**

☒ The court makes the following recommendations to the Bureau of Prisons:

Incarceration at the FPC-Duluth, Duluth, MN

☐ The defendant is remanded to the custody of the United States Marshal.

☐ The defendant shall surrender to the United States Marshal for this district:

☐ at _____ on _____

☐ as notified by the United States Marshal.

☒ The defendant shall surrender for service of sentence at the institution designated by the Bureau of Prisons:

☒ **before 10:00 a.m. on Tuesday, August 22, 2023. If no institution has been designated by that date, the defendant shall surrender to the United States Marshal for this district in Minneapolis, Minnesota by 10:00 a.m. on Tuesday, August 22, 2023.**

☐ as notified by the United States Marshal.

☐ as notified by the Probation or Pretrial Services Office.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By _____
DEPUTY UNITED STATES MARSHAL

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of **two (2) years**.

MANDATORY CONDITIONS

1. You must not commit another federal, state or local crime.
2. You must not unlawfully possess a controlled substance.
3. You must refrain from any unlawful use of a controlled substance. You must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
☐ The above drug testing condition is suspended, based on the court's determination that you pose a low risk of future substance abuse. *(check if applicable)*
4. ☐ You must make restitution in accordance with 18 U.S.C. §§ 3663 and 3663A or any other statute authorizing a sentence of restitution. *(check if applicable)*
5. ☒ You must cooperate in the collection of DNA as directed by the probation officer. *(check if applicable)*
6. ☐ You must comply with the requirements of the Sex Offender Registration and Notification Act (34 U.S.C. § 20901, et seq.) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which you reside, work, are a student, or were convicted of a qualifying offense. *(check if applicable)*
7. ☐ You must participate in an approved program for domestic violence. *(check if applicable)*

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

STANDARD CONDITIONS OF SUPERVISION

As part of your supervised release, you must comply with the following standard conditions of supervision. These conditions are imposed because they establish the basic expectations for your behavior while on supervision and identify the minimum tools needed by probation officers to keep informed, report to the court about, and bring about improvements in your conduct and condition.

1. You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of your release from imprisonment, unless the probation officer instructs you to report to a different probation office or within a different time frame.
2. After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
3. You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
4. You must answer truthfully the questions asked by your probation officer.
5. You must live at a place approved by the probation officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
6. You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
7. You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have full-time employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
8. You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
9. If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
10. You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
11. You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If the probation officer determines that you pose a risk to another person (including an organization), the probation officer may require you to notify the person about the risk and you must comply with that instruction. The probation officer may contact the person and confirm that you have notified the person about the risk.
13. You must follow the instructions of the probation officer related to the conditions of supervision.

U.S. Probation Office Use Only

A U.S. probation officer has instructed me on the conditions specified by the court and has provided me with a written copy of this judgment containing these conditions. For further information regarding these conditions, see *Overview of Probation and Supervised Release Conditions*, available at www.uscourts.gov.

Defendant's Signature _____ Date _____

Probation Officer's Signature _____ Date _____

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

SPECIAL CONDITIONS OF SUPERVISION

1. Defendant shall submit to substance abuse testing as approved and directed by the probation officer.
2. If not employed at a regular occupation, as deemed appropriate by the probation officer, defendant may be required to perform up to 20 hours of community service per week until employed. Defendant must also participate in training, counseling, daily job search, or other employment-related activities, as directed by the probation officer.
3. Defendant shall provide the probation officer access to any requested financial information, including credit reports, credit card bills, bank statements, and telephone bills.
4. Defendant is prohibited from purchasing, trading, or selling stocks during his term of supervision.

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments.

	<u>Assessment</u>	<u>Restitution</u>	<u>Fine</u>	<u>AVAA Assessment*</u>	<u>JVTA Assessment**</u>
TOTALS	\$100.00	\$0.00	\$0.00	\$0.00	\$0.00

- ☐ The determination of restitution is deferred until *An Amended Judgment in a Criminal Case (AO245C)* will be entered after such determination.
- ☐ The defendant must make restitution (including community restitution) to the following payees in the amount listed below.

If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment. However, pursuant to 18 U.S.C. § 3664(i), all nonfederal victims must be paid before the United States is paid.

Name and Address of Payee	***Total Loss	Restitution Ordered	Priority or Percentage
TOTALS:	\$0.00	\$0.00	0.00%
Payments are to be made to the Clerk, U.S. District Court, for disbursement to the victim.			

- ☐ Restitution amount ordered pursuant to plea agreement \$
- ☐ The defendant must pay interest on restitution and a fine of more than \$2,500, unless the restitution or fine is paid in full before the fifteenth day after the date of the judgment, pursuant to 18 U.S.C. § 3612(f). All of the payment options may be subject to penalties for delinquency and default, pursuant to 18 U.S.C. § 3612(g).
- ☐ The court determined that the defendant does not have the ability to pay interest and it is ordered that:
- | | | |
|---------------------------------------------------------------------|-------------------------------|--------------------------------------------------------------|
| <input type="checkbox"/> the interest requirement is waived for the | <input type="checkbox"/> fine | <input type="checkbox"/> restitution |
| <input type="checkbox"/> the interest requirement for the | <input type="checkbox"/> fine | <input type="checkbox"/> restitution is modified as follows: |

* Amy, Vicky, and Andy Child Pornography Victim Assistance Act of 2018, Pub. L. No. 115-299.

** Justice for Victims of Trafficking Act of 2015, Pub. L. No. 114-22

*** Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

AO 245B (Rev. 11/16) Sheet 6 – Schedule of Payments

DEFENDANT: MARK ALLEN MILLER
CASE NUMBER: 0:21-CR-00142-DSD-ECW(1)

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties is due as follows:

- A** ☒ Lump sum payments of **\$100.00** due immediately
- ☐ not later than _____, or
- ☒ in accordance ☐ C, ☐ D, ☐ E, or ☒ F below; or
- B** ☐ Payment to begin immediately (may be combined with ☐ C, ☐ D, or ☐ F below); or
- C** ☐ Payment in equal _____ (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after the date of this judgment; or
- D** ☐ Payment in equal 20 (e.g., weekly, monthly, quarterly) installments of \$ _____ over a period of _____ (e.g., months or years), to commence _____ (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
- E** ☐ Payment during the term of supervised release will commence within _____ (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
- F** ☒ Special instructions regarding the payment of criminal monetary penalties:
It is ordered that the Defendant shall pay to the United States a special assessment of \$100.00 for Count 1, which shall be due immediately. Said special assessment shall be paid to the Clerk, U.S. District Court.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the clerk of the court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

☐ Joint and Several

Case Number

Defendant and Co-Defendant Names
(including defendant number)

Total Amount

Joint and Several
Amount

Corresponding Payee,
if appropriate

- ☐ The defendant shall pay the cost of prosecution.
- ☐ The defendant shall pay the following court cost(s): _____
- ☐ The defendant shall forfeit the defendant's interest in the following property to the United States:

See Preliminary Order of Forfeiture (docket no. _____)

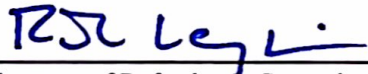
Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) AVAA assessment, (5) fine principal, (6) fine interest, (7) community restitution, (8) JVT Assessment, (9) penalties, and (10) costs, including cost of prosecution and court costs.

UNITED STATES DISTRICT COURT
District of Minnesota
NOTICE OF APPEAL

USCA 8 NO _____

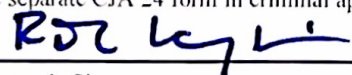
United States of America <div style="text-align: right; margin-right: 50px;">Plaintiff</div>	21-cr-142 (01)(DSD/ECW) <hr/> District Court Docket Number Hon. David Doty <hr/> District Court Judge
vs	
Mark Allen Miller <div style="text-align: right; margin-right: 50px;">Defendant</div>	

Notice is given that Mark Miller appeals to the United States Court of Appeals for the Eighth Circuit from the ☒ Judgment & Commitment ☐ Order (Specify) entered in this action on May 18, 2023.

 Signature of Defendant's Counsel 310 Fourth Ave S, Suite 1050	Robert A. Lengeling Typed name of Defendant's Counsel (612) 963-1555
Street Address/Room Number Minneapolis MN 55415	Telephone Number 5-26-23
City State Zip	Date

TRANSCRIPT ORDER FORM
TO BE COMPLETED BY ATTORNEY FOR APPELLANT

<input checked="" type="checkbox"/> Please Prepare a transcript of:	<input type="checkbox"/> I am not ordering a transcript because
<input type="checkbox"/> Pre-trial proceedings <input type="checkbox"/> Testimony <u>or</u> <input type="checkbox"/> Portions thereof _____ <input checked="" type="checkbox"/> Sentencing <input type="checkbox"/> Post Trial Proceedings <input type="checkbox"/> Other (Specify) _____	<input type="checkbox"/> Previously filed <input type="checkbox"/> Other (Specify) _____

CERTIFICATE OF COMPLIANCE	
Appellant hereby certifies that copies of this notice of appeal/transcript order form have been filed/served upon US District Court, court reporter and all counsel of record, and that satisfactory arrangements for payment of costs of transcripts ordered have been made with the court reporter. (FRAP 10(b)). Method of payment <u>X</u> Funds, _____ CJA Form 24 completed (see separate CJA 24 form in criminal appeals form)	
 Attorney's Signature	<u>5-26-23</u> Date
NOTE: Complete All Items on Reverse Side	

**INFORMATION SHEET
TO BE COMPLETED BY ATTORNEY FOR APPELLANT**

1. Defendant's Address : ADDRESS REDACTED
ADDRESS REDACTED
2. Date of Sentence: May 18, 2023 ☐ Jury ☒ Non-Jury
Offenses: Securities Fraud
- Trial Testimony - Number of days Bail Status:
3. Sentence and Date Imposed: 1 year and a day; 2 years sup. release. Imposed 5-24-23
4. Appealing: Sentence ☒ Conviction ☐ Both ☐
Challenging: ☒ Application of Sentencing Guidelines
☐ Constitutionality of Guidelines
☐ Both Application and Constitutionality
5. Date Trial Transcript ordered by Counsel or District Court: May 26, 2023
Stenographer in Charge : Brittany Blesener
(Name, Address, Phone) 300 S Fourth St, Minneapolis, MN 55415
612-664-5162
6. Trial Counsel Was: ☐ Appointed (no fee required) ☒ Retained (filing fee \$505 unless IFP granted)
Does Defendant's financial status warrant appointment of counsel on appeal?
☐ Yes ☒ No
Affidavit of Financial Status filed:
Is there any reason why trial counsel should not be appointed as counsel on appeal?
☐ Yes ☒ No
7. Assistant US Attorney Name and Phone Number: AUSA Joseph Thompson
612-664-5600

Court Reporter Acknowledgment

Date Order Received	Estimated Completion Date	Est. Number of Pages
Court Reporter Signature	Date	

Notice of appeal (11/05)

UNITED STATES DISTRICT COURT
District of Minnesota

REDACTED REVISED INFORMATION SHEET-Criminal Cases Only

1. United State of America v. Mark Allen Miller CR 21-00142-DSD-ECW-1
2. Defendant and Address: Reg. No. 55157-509
ADDRESS REDACTED
3. Date of Verdict: ☒ Guilty Plea Entered 10-14-21
4. Appealing: ☒ Sentence
5. Sentence: Custody of BOP for 12 months and 1 day, 2 yrs supervised release, special assmt of \$100.00
6. Date sentence imposed: 5/18/2023
7. Defendant incarcerated? ☒ No-Voluntary Surrender Date is: 8/22/2023
8. Financial Status: Fee paid? ☒ Yes
9. Notice of Appeal was filed on 05/26/2023
10. Court Reporter: Renee Rogge and Brittany Blesener
11. Trial Counsel:

Robert A Lengeling
Beito & Lengeling, PA
310 Fourth Avenue South, Suite 1050
Mpls, MN 55415
612-767-1618
12. Trial Counsel was: ☒ Retained

Is there any reason why trial counsel should not be appointed on appeal? ☒ Yes (Appeal filed by retained counsel for Mr. Miller)

13. Assistant U.S. Attorney: Craig R. Baune, Joseph H Thompson, and Miranda E. Dugi 612-664-5600

14. List of other defendants in this case & disposition: Christopher James Rajkaran (sentenced) and Saeid Jaberian (sentenced)

15. Additional Comments:

☒ Probation-Please send the PSI, Addendums and Statement of Reasons to the Criminal Unit.

Prepared by: MMP